



JAMES A. NOYES, Director

# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
[www.ladpw.org](http://www.ladpw.org)

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

July 24, 2002

IN REPLY PLEASE  
REFER TO FILE: **MP-2**

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**LOST CANYON ROAD AT CANYON PARK BOULEVARD  
SUBORDINATION AGREEMENT  
UNINCORPORATED TERRITORY OF THE COUNTY OF LOS ANGELES  
SUPERVISORIAL DISTRICT 5  
3 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Approve the Subordination of the County of Los Angeles rights in Lost Canyon Road and Canyon Park Boulevard (30,495 square feet) to Southern California Gas Company for \$25,000. The property is located at the intersection of Lost Canyon Road and Canyon Park Boulevard in the unincorporated territory of the County of Los Angeles.
2. Authorize the Chairman to sign the enclosed Subordination Agreement and authorize delivery to the Southern California Gas Company.
3. Direct the Department of Public Works to record the Subordination Agreement after execution by the Chairman.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

This action will allow the County of Los Angeles to subordinate its rights in portions of existing road right of way for Canyon Park Boulevard and Lost Canyon Road, located in the unincorporated territory of the County of Los Angeles, to the Southern California Gas Company (SCG). In order to accommodate the adjacent development of Tract Nos. 52833 and 52938 by Pardee Construction, the SCG will relocate facilities to the areas within road right of way subject to the proposed subordination.

### **Implementation of Strategic Plan Goals**

This action is consistent with the Strategic Plan Goal of Fiscal Responsibility. The revenue from this transaction will be used for road purposes.

### **FISCAL IMPACT/FINANCING**

Pardee Construction has paid the County \$25,000 for the Subordination Agreement. This amount has been deposited into the Road Fund.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

On July 22, 2002, SCG executed the Subordination Agreement. The provisions of the Subordination Agreement provide for indemnification in favor of the County.

The enclosed Subordination Agreement has been approved as to form by County Counsel and will be recorded.

### **ENVIRONMENTAL DOCUMENTATION**

The Environmental Impact Report for Tract Nos. 52833 and 52938 was approved and certified by the Department of Regional Planning on December 12, 2001.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

None.

The Honorable Board of Supervisors  
July 24, 2002  
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## **CONCLUSION**

Enclosed are an original and two duplicates of the Subordination Agreement. Please have the original and duplicates signed by the Chairman and acknowledged by the Executive Officer of the Board of Supervisors. Please return the executed original and one duplicate to this office for recording, retaining one duplicate for your files.

One approved copy of this letter is requested.

Respectfully submitted,

JAMES A. NOYES  
Director of Public Works

MEO:ayc  
P2:\BDMEOB

Enc.

cc: Chief Administrative Office  
County Counsel

RECORDING REQUESTED BY  
AND MAIL TO:

Southern California Gas Company  
c/o Sempra Energy Utilities  
P.O. Box 51349  
Los Angeles, CA 90051-1249  
Attention: Land and Right of Way GT26C2

Space Above This Line Reserved for Recorder's Use

Documentary transfer tax is

\$ \_\_\_\_\_  
( ) computed on full value of property conveyed, or  
( ) computed on full value less value of liens and  
encumbrances remaining at time of sale

Assessor's Identification Number:

2841-016 (Portions in streets)

SCG RW# 33,498

By \_\_\_\_\_

## SUBORDINATION AGREEMENT

Subordination Agreement made this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_, by and  
between SOUTHERN CALIFORNIA GAS COMPANY, a California corporation (The Gas Company),  
and the COUNTY OF LOS ANGELES, a body corporate and politic (County)

### WITNESSETH:

WHEREAS, by dedication and acceptance on the map of Tract No. 47200-01, filed in Book  
1234, pages 13 to 26, inclusive, of Maps, the County acquired easements for public road and highway  
purposes (Easements) in Canyon Park Boulevard and in Lost Canyon Road (Roadways); and

WHEREAS, by Right of Way Agreement recorded August 7, 1989, as Official Records Document  
No. 89-1261672, and modified by Amended Right of Way Agreement dated \_\_\_\_\_, and  
recorded on \_\_\_\_\_, 2002, as Official Records Document No. \_\_\_\_\_, the Gas  
Company acquired a certain right of way to lay, construct, maintain, operate and repair, etc., two pipelines,  
with measuring, regulating and other equipment, for the transportation of gas, petroleum products and other  
substances, with the right of ingress and egress to and from the same (Right of Way) ; and

LOST CANYON ROAD  
At Canyon Park Blvd  
(File: TRACT NO. 47200-01)  
I.M. 249-137  
S.D. 5

**Subordination Agreement  
(Southern Calif. Gas Co.)  
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WHEREAS, the Gas Company desires to relocate portions of its Right of Way that are currently outside of the Roadways, to locations within the Roadways; and

WHEREAS, the County and the Gas Company desire to have portions of the Easements first above-mentioned be made subordinate to the Right of Way second above-mentioned., and

WHEREAS, it is the desire of the County to give public notice that the only portions of the Roadways being subordinated are the areas described in Parts "A" and "B" of Exhibit "A" and depicted in Exhibit "B" as shown in item two (2) below.

NOW THEREFORE, incorporating the above recitals, the parties agree as follows:

1. The County consents to the relocation of portions of the Gas Company's Right of Way within the Roadways.
2. The County does hereby subordinate its rights to The Gas Company within areas shown in Parts A and B of Exhibit "A" and depicted in Exhibit "B", attached hereto and made a part hereof.
3. Notwithstanding the foregoing, The Gas Company agrees that it will indemnify and save harmless County, its officers, agents, and/or employees from any and all liability, loss, or damage to which, its officers, agents, and or employees may be subjected as the result of any act or omission by The Gas Company, its agents, or employees arising out of the exercise by The Gas Company, or its agents, or employees of any of the rights granted to them by this instrument. The Gas Company further agrees that it will not perform nor arrange for the performance of any construction or reconstruction work in, on, over and across the land herein above described until the Chief Engineer of the County of Los Angeles has been notified in writing. Such notification shall not be interpreted or inferred as an endorsement or approval as to the design, accuracy, correctness or authenticity of the information stated therein.
4. This Subordination Agreement shall inure to the benefit of and be binding upon the successors and assigns of the respective parties hereto.

**Subordination Agreement  
(Southern Calif. Gas Co.)  
Page 6**

IN WITNESS WHEREOF, on \_\_\_\_\_, 200\_\_\_\_,  
SOUTHERN CALIFORNIA GAS COMPANY, a California corporation, has caused this Subordination Agreement to be executed by its duly authorized officers pursuant to its by-laws or pursuant to a resolution adopted by its board of directors.

SOUTHERN CALIFORNIA GAS COMPANY,  
a California corporation

By \_\_\_\_\_  
Jon C. Taylor, Land and Right of Way Manager,  
Semptra Energy Utilities, as Agent for Southern  
California Gas Company

(Corporate Seal)

Dated \_\_\_\_\_ COUNTY OF LOS ANGELES,  
a body corporate and politic

By \_\_\_\_\_  
Chairman, Board of Supervisors  
of the County of Los Angeles

(COUNTY-SEAL)

ATTEST:

VIOLET VARONA-LUKENS, Executive Officer  
of the Board of Supervisors  
of the County of Los Angeles

By \_\_\_\_\_  
Deputy

APPROVED as to form and language  
LLOYD W. PELLMAN, County Counsel

By \_\_\_\_\_  
Deputy

**NOTE: Acknowledgment forms on following pages.**

STATE OF CALIFORNIA            )  
  ) ss.  
COUNTY OF LOS ANGELES        )

On January 6, 1987, the Board of Supervisors for the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts adopted a resolution pursuant to Section 25103 of the Government Code which authorized the use of facsimile signatures of the Chairman of the Board on all papers, documents, or instruments requiring his/her signature.

The undersigned hereby certifies that on this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_\_,  
the facsimile signature of \_\_\_\_\_,  
Chairman of the Board of Supervisors of the COUNTY OF LOS ANGELES was affixed hereto as the official execution of this document. The undersigned further certifies that on this date, a copy of the document was delivered to the Chairman of the Board of Supervisors of the COUNTY OF LOS ANGELES.

In witness whereof, I have also hereunto set my hand and affixed my official seal the day and year above written.

VIOLET VARONA-LUKENS, Executive Officer  
of the Board of Supervisors  
of the County of Los Angeles

By \_\_\_\_\_  
Deputy

(COUNTY-SEAL)  
APPROVED as to form  
LLOYD W. PELLMAN, County Counsel

By \_\_\_\_\_  
Deputy

M024834073  
File with: **LOST CANYON ROAD (2)**  
A.P.N. 2841-016  
T.G. 4551 (J4)  
I.M. 249-137  
Fifth District

### **LEGAL DESCRIPTION**

#### **Part A:**

Those portions of Lost Canyon Road, 100 feet wide, and Canyon Park Boulevard, 80 feet wide, as both streets are shown and dedicated on map of Tract No. 47200-01, filed in Book 1234, pages 13 to 26, of Maps, in the office of the Recorder of the County of Los Angeles, within the following described boundaries:

Beginning at the intersection of that certain 2350.00-foot radius curve in the southerly sideline of said Lost Canyon Road and the southeasterly prolongation of that certain course shown having a bearing and distance of S 25E 59' 10" E 14.96 feet in the southwesterly sideline of said Canyon Park Boulevard; thence northwesterly along said southeasterly prolongation and continuing northwesterly along said southwesterly sideline to that certain course shown having a bearing and distance of N 75E 20' 08" E 3.14 feet in the northwesterly boundary of said tract; thence North 75E 20' 08" East 0.18 feet along said last mentioned certain course to the southerly terminus of that certain course shown having a bearing and distance of N 2E 06' 31" W 64.69 feet in said northwesterly boundary; thence North 2E 06' 31" West along said last mentioned certain course a distance of 14.07 feet to the southwesterly sideline of that certain 100-foot wide strip of land described in deed to Southern California Gas Company, recorded on August 7, 1989, as Document No. 89-1261672, of Official Records, in the office of said Recorder; thence southeasterly along said last mentioned southwesterly sideline to said certain 2350.00-foot radius curve; thence westerly along said curve to the point of beginning.

Containing: 13197± square feet.

#### **Part B:**

That portion of above mentioned Lost Canyon Road within the following described boundaries:

### **EXHIBIT "A"**



Beginning at the easterly terminus of that certain course shown having a bearing and distance of N 72E 13' 47" E 379.87 feet in the northerly sideline of said Lost Canyon Road; thence westerly along said northerly sideline to the northeasterly sideline of above mentioned certain 100-foot wide strip of land described in deed to Southern California Gas Company; thence southeasterly along said northeasterly sideline to the northerly sideline of said last mentioned certain 100-foot wide strip of land; thence easterly along said last mentioned northerly sideline to the point of beginning.

Containing: 17298± square feet.

Total area of Parts A and B containing: 30495± square feet.

APPROVED AS TO DESCRIPTION

\_\_\_\_\_, \_\_\_\_\_  
COUNTY OF LOS ANGELES

By \_\_\_\_\_  
SUPERVISING CADASTRAL ENGINEER II  
Mapping and Property Management Division

**EXHIBIT "A"**